

Contacts: 0
Calls: 13
Ins: 0
Outs: 1

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Tuesday - 1 October 1974

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Called Tom McGurn, Office of Technology

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Assessment, to advise him that we are sending him a letter addressed to Mr. Emilio Daddario, Director, OTA, from [redacted] CIA Records Management Officer, enclosing a declassified document which had been requested by Norman D. Sandler, a summer intern with OTA. There had been a delay in obtaining a copy of the document and because Sandler had not given CIA a forwarding address, we requested that OTA send the material to him.

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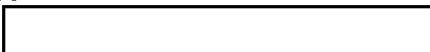
2. [redacted] Called Jim Davidson, Subcommittee on Intergovernmental Relations, Senate Government Operations Committee, to inquire as to the status of S. 3418, to establish a Federal Privacy Commission. Davidson said he was very interested in working with us to resolve our problems even though the bill may go to the floor this Friday or the following Monday. Davidson showed a real appreciation of the conflict between the National Security Act of 1947 and some of the provisions of S. 3418. Davidson suggested that we might attempt to move an amendment on the floor but if that failed, all was not lost because the bill, if passed, does not go into effect for one year. Davidson said the one year period was expressly for the purpose of focusing the Executive Branch's attention on the provisions, which to this point he said they had been relatively unsuccessful in doing. I told Davidson that we had detailed comments prepared which were held up in OMB but that I would attempt to shake them loose and get back to him this week.

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3. [redacted] Called Bill Skidmore, OMB, to remind him of our letter on S. 3418, to establish a Federal Privacy Commission, which was with them for approval. Skidmore was vaguely familiar with S. 3418, but not on top of it and said he would find out who was handling the matter and be back in touch with us. He seemed to appreciate the necessity to move on the bill this week.

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4. [redacted] In the absence of [redacted]
and [redacted] spoke with [redacted], and
called to his attention the possible ramifications of section 28 of S. 3394
(Foreign Assistance Authorization bill) to our programs in Laos, including
our traditional programs which we should be able to protect through
legislative history similar to that attached to the predecessor legislation
in the Defense Procurement Authorization bills exempting non-assistance
related activities from the total ceiling limitation on expenditures in Laos.
We also discussed the ramifications of [redacted] which would be very
difficult to avoid under section 28 as presently written.

25X1 5. [redacted] Called Matt Harvey, AID, in connection
with section 28 of S. 3394 (Foreign Assistance Authorization bill) establishing
a Symington-type ceiling on expenditures in Laos. I told Harvey that it would
be helpful if there was legislative history similar to that attached to the
Symington amendment in the Defense Procurement Authorization bill which
made it clear that the ceiling did not apply to non-assistance related activities
such as the normal expenses incurred by State in the operation of embassies,
etc. Harvey agreed and thought this could be best accomplished in conference
with support or by the House Foreign Affairs Committee which he indicated
would not report out the measure until after the recess. Harvey did not know
the make-up of the overall and subceilings on economic and military assistance
as reflected in section 28.

25X1 6. [redacted] Received a call from George Gilbert, OMB,
to discuss the Agency's legislation program for the 94th Congress. I said
that I didn't think that we would have any items for inclusion in the Presidential
message but that the Director did feel very strongly about the Intelligence
Sources and Methods legislation and he might recommend its inclusion in such
a message. I told Gilbert we would get a paper over to him on our legislation
program shortly.

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Chairman Lucien N. Nedzi, Subcommittee on Intelligence, House Armed Services Committee, called to report that Representative Jack Brooks (D., Tex.) had complained to him quite vigorously about the failure of the Agency to answer his letters on the sale of SAT and Air America. I told the Chairman we had just received a letter from Representative Brooks on this and that we were of the opinion that, until he (Nedzi) had called, the letter had been sent as a result of bad staff work. I told Chairman Nedzi that we were operating under the assumption that he had specifically gotten us off the hook with Brooks and reviewed with him some of our prior dealings. I told him [redacted] would be there shortly to review this matter more thoroughly and in response to his inquiry I said it is quite possible that we could provide Representative Brooks with further information.

25X1 8. [redacted] Talked to Guy McConnell, Professional Staff Member, Senate Committee on Appropriations, regarding section 28 of S. 3394 (Foreign Assistance Authorization bill) and he agreed that perhaps it would be best to handle this through conference language and that we might indeed have a problem with [redacted] under the language of the provision although he would like to study the language further. McConnell's top of the head comment was that perhaps we will just have to sacrifice the [redacted] program in FY 76 [redacted] 25X1

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McConnell said Senator Harold E. Hughes (D., Iowa) had just introduced an amendment to the Foreign Assistance bill which would terminate covert action programs except those reported to the appropriate committees of Congress by the President. I told McConnell that we would pick up a copy of the amendment from him and he asked that we provide him any material on this amendment that we provide to Ed Braswell, Chief Counsel, Senate Armed Services, which I said we would do.

25X1 9. [redacted] Called Al Westphal, Senior Staff Consultant, House Foreign Affairs Committee, to discuss the problem of section 28 of S. 3394 (Foreign Assistance Authorization bill) absent the legislative history as found in the conference report on a similar provision in the Defense Procurement Authorization bill. Westphal said he did not believe the legislative history would carry over from one bill to another and recommended that we get in touch with Chairman Thomas Morgan, House Foreign Affairs Committee and Representative Peter Frelinghuysen (R., N.J.). I told him the problem was not limited solely to the Agency and I thought it would be best if the Department of State would get out in front on this one and that we would call this matter to the attention of the Department. I told Westphal that we would keep him informed as to developments.

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On a referral from Bill Jones, INR, called Ray Haddox, in Jones' office, in connection with Representative G. William Whitehurst's (R., Va.) letter on behalf of the Air-A-Plane Corporation which apparently has been successful in international trade, attributes some of its success to Agency publications (Issues in the Middle East, stock number 4115-0046, and the Peoples Republic of China Atlas, stock number 4115-0001), and complains that these and similar publications are not more widely and easily available and requests copies of similar publications which cover other areas of the world. I told Haddox that the easiest solution might be to refer the matter to the Agency but to first let me check to see if in fact these are our publications and I would call him back.

11. [] Chuck Meissner, Senate Foreign Relations Subcommittee on Multinational Corporations staff, called to request a briefing on international oil for a group of people who work for Senator Charles H. Percy (R., Ill.), including [] from the Senate Government Operations Committee: J. Robert Vastine, Minority Counsel, and Stuart M. Statler, Minority Counsel of the Permanent Investigations Subcommittee; from the Senate Foreign Relations Subcommittee on Multinational Corporations: Meissner; and from Senator Percy's personal staff: Scott Cohen, Executive Assistant, and John Childers, Legislative Assistant. A time of 2:30 p.m. Thursday, 3 October, or 2:30 or 3:00 p.m. Tuesday, 8 October, was suggested. I said we would see what we could do. (Earlier Maurice Ernst, OER, alerted me to expect this call and said that [] should be able to give such a briefing on an unclassified basis.) I told Meissner that we had received a call from a Glenn Reed on behalf of Senator Percy with a similar request, but were not able to track down Reed on the Senator's staff. Meissner was aware of this, saying that Reed was either a volunteer or a very junior staff member of the Senate Government Operations Committee, who had "messed it up" and he (Meissner) was putting it back on the track. I subsequently notified [] OCI, of the requested briefing.

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12. [] John Martiny, General Counsel, House Post Office and Civil Service Committee, called in response to my request for the status of H. R. 1281, which protects the constitutional personal rights of Federal employees. Martiny said that a committee print similar to H. R. 1281 is on the agenda of the full Committee for consideration at its meeting this Thursday. Martiny assured me that the committee print grants CIA, as well as the FBI and NSA, an exemption similar to H. R. 1281. If a quorum is present, he is quite sure that the bill will be reported out. There is no indication at this time that Representative Morris K. Udall (D. Ariz.) will introduce an amendment to require all agencies to submit annual reports to the Congress on the implementation of the bill.

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13. [] Called Paul Summitt, Chief Counsel, Subcommittee on Criminal Laws and Procedures, Senate Judiciary Committee, and inquired as to whether he knew what the position of the Attorney General would be when he testifies tomorrow on S. 2820, which establishes procedures for Government wire tapping. According to Summitt, the Attorney General will strongly oppose the bill as an encroachment on the President's inherent constitutional authority to engage in wire tapping, without a warrant, in matters of foreign intelligence. We briefly discussed the Agency's position and he made clear that Senator John L. McClellan (D., Ark.) fully supports the Attorney General. [] OGC, was advised.

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14. [] Talked to Mary E. Flanagan, Executive Secretary to Representative Lucien N. Nedzi (D., Mich.); Bill Hogan, Counsel, Intelligence Subcommittee, House Armed Services Committee; Berniece Kalinowski, Secretary to Frank Slatinshek, Chief Counsel, House Armed Services Committee; Mrs. Charlotte Norris, Personal Secretary to Representative Clement J. Zablocki (D., Wis.); and Marian Czarnecki, Chief of Staff, House Foreign Affairs Committee, and alerted them to the fact that [] []

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15. [] Received a call from Dorothy Fosdick, Permanent Subcommittee on Investigations staff, Senate Government Operations Committee, who requested a briefing for Senator Henry M. Jackson (D., Wash.), if he is available, Richard Perle and herself on Portugal and the circumstances that led to the change in government last Monday. The meeting was scheduled for Wednesday, 2 October, at 9:30 a.m. [] []
OCI, have been advised.

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[Redacted]

Met with Chairman Lucien N. Nedzi (D., Mich.), Intelligence Subcommittee, House Armed Services Committee, and separately with Frank Slatinshek, Chief Counsel, House Armed Services Committee, concerning Representative Jack Brooks (D., Texas) letter of 23 September 1974. See Memorandum for the Record.

[Redacted]

[Redacted]

GEORGE L. CARY
Legislative Counsel

cc:

O/DDCI

For Sec

[Redacted]

Mr. Thuermer

Mr. Warner

Mr. Lehman

[Redacted]

EA/DDO

DDI

DDA

DDS&T

Comptroller

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